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09/633697
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Appln. Trans.
PATENT

**UTILITY PATENT
APPLICATION
TRANSMITTAL**

*(Only for new nonprovisional
applications under 37 CFR 1.53(b))*

Attorney Docket No. A33403 PCT USA-A

First Named Inventor Gerard Andrew Potter

Express Mail Label No. EK839859256US

Total Pages 52

August 7, 2000

BY EXPRESS MAIL - Label No. EK839859256US

Assistant Commissioner for Patents
Box Patent Application
Washington, DC 20231

Sir:

Enclosed herewith for filing is a patent application of Gerard Andrew Potter, Lawrence Hylton Patterson and Michael Danny Burke entitled HYDROXYLATION ACTIVATED DRUG RELEASE

which includes:

<input checked="" type="checkbox"/> Specification	<u>35</u> Total Pages
<input checked="" type="checkbox"/> Claims	<u>13</u> Total Pages
<input checked="" type="checkbox"/> Abstract	<u>1</u> Total Pages (Cover page of WO 99/40944)
<input checked="" type="checkbox"/> Drawing(s)	<u>3</u> Total Sheets
<input checked="" type="checkbox"/> <u>X</u> formal	
<input type="checkbox"/> informal	

☐ Combined Declaration and Power of Attorney Total Pages

☐ Newly executed (original or copy)

☐ Copy from a prior application
(for continuation/divisional only - must be filed to avoid surcharge for late filing)

If a continuing application, check appropriate box:

☒ Continuation ☐ Divisional ☐ Continuation-In-Part (CIP)
of prior International application No. PCT/GB99/00416

☒ Amend the specification by inserting, before the first line, the following sentence:

"This is a ☒ continuation ☐ divisional ☐ continuation-in-part
of copending International application No. PCT/GB99/00416 filed February 10, 1999."

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- ☐ An Assignment of the invention to .
☐ is attached. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
☐ will follow.
☐ has been filed in the prior application
- ☐ Small Entity Statement(s) **ENCLOSED**.
☐ Small Entity Statement filed in prior application. Status still proper and desired.
- ☐ Information Disclosure Statement (IDS) PTO-1449
☐ Copies of IDS Citations.
- ☒ Preliminary Amendment
- ☒ Return Receipt Postcard
- ☒ Other International Preliminary Examination Report
- ☒ Cancel in this application original claims 2 through 36 of the prior application before calculating the filing fee.

The filing fee has been calculated as shown below:

FOR	(Col. 1) <u>No. Filed</u>	(Col. 2) <u>No. Extra</u>	Small Entity <u>Rate</u>	<u>Fee</u>	OR	Other Than A Small Entity <u>Rate</u>	<u>Fee</u>
Basic Fee				\$0.00			\$690.00
Total Claims	1	-20 = 0	x 9 =	\$0.00		x 18 =	\$0.00
Ind. Claims	1	-3 = 0	x 39 =	\$0.00		x 78 =	\$0.00
Multiple Dependent Claim			+ 130 =			+ 260 =	
			Total	<u>\$0.00</u>			<u>\$690.00</u>

* If the difference in Col. 1 is less than zero, enter "0" in Col. 2.

Fee Payment Being Made:

☒ Enclosed

☒ Basic filing fee \$690.00

☐ Recording Assignment \$0.00
 [\$40.00; 37 CFR 1.21(h)]

Total Fees Enclosed \$690.00

☒ A check in the amount of \$690.00 to cover filing fee is enclosed.

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Attorney Docket No. A33403 PCT USA-A

Priority

- [x] Priority of application Country Great Britain, Appln. No. 9802957.2 filed February 12, 1998 is claimed under 35 U.S.C. 119.
- [x] Certified Copy of Priority Document(s) Country Great Britain, Appln. No. 9802957.2 filed February 12, 1998.
- ☐ is/are attached ☒ will follow ☐ has been filed in the parent application S/N .
- [X] The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR 1.16, 1.17, and 1.21(h) associated with this communication or credit any overpayment to Deposit Account No. 02-4377. Two copies of this sheet are enclosed.

BAKER BOTTS LLP

By

Ronald B. Hildreth

PTO Registration No. 19,498

Enclosures